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Remarks

Rejections of Claims 1 and 4 Under Non-statutory Obviousness Type Double Patenting

No claims have been amended in this office action response. The Examiner has rejected claims 1 and 4 under the judicially created doctrine of non-statutory obviousness type double patenting. To overcome this rejection, the Applicant submits the enclosed executed terminal disclaimer with respect to U.S. patent 6,639,697. Accordingly, the Applicant respectfully requests withdrawal of the rejections of claims 1 and 4 under non-statutory obviousness type double patenting.

Objections to Claims 2, 3, and 5

The Examiner has objected claims 2, 3, and 5 as dependent upon a rejected claim but reciting allowable subject matter. The Applicant respectfully submits that because the enclosed executed terminal disclaimer puts claims 1 and 4 in a condition for allowance the objections to claims 2, 3, and 5 have been overcome. Accordingly, the Applicant respectfully requests withdrawal of the objections to claims 2, 3, and 5.

Allowed Subject Matter

The Examiner has allowed claims 6-10.

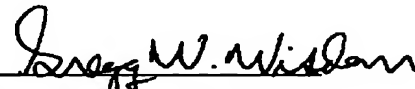
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Conclusion

The Applicants respectfully contend that the subject application is in a condition for allowance. Allowance is respectfully requested.

Respectfully submitted,
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